

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

CATARINA GARZA,

6:14-cv-518-TC

Plaintiff,

ORDER

v.

LABORER'S INTERNATIONAL UNION OF
NORTH AMERICA, LOCAL 121,

Defendant.

COFFIN, Magistrate Judge:

Pro se plaintiff, Catarina Garza, initiated this in the Small Claims Department in the Circuit Court of the State of Oregon for Lane County on or about March 3, 2014. Plaintiff alleges that defendant, Laborer's International Union Local 121, failed to appropriately process her grievance against her former employer for failure to pay for work performed. Defendant removed the action to this court on March 31, 2014.

Plaintiff now "would like to file a Motion to Dismiss [and] is pleading that [her] Motion to Dismiss Charges is granted and that each party take their losses and we can all put this behind us." (ECF #5). Defendant responds that it does not object to dismissal so long as dismissal is with prejudice. In her reply, plaintiff states that it is her "interpretation the defendant accepts/agrees to

my Motion to Dismiss Charges and we each take our losses." (ECF #7). Accordingly, the motion to dismiss with prejudice is granted.

CONCLUSION

For the reasons stated above, plaintiff's motion to dismiss (#5) is granted. This action is dismissed with prejudice and without costs to either party.

DATED this 27 day of May, 2014.


THOMAS M. COFFIN
United States Magistrate Judge